

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

DIVISION: 6

HON. THOMAS B. LINDBERG

CASE NO. P1300CR20081339

JEANNE HICKS, CLERK

By: Rachel Roche, Deputy Clerk

DATE: May 20, 2010

FILED

DATE: May 20, 2010

5:23 O'Clock P.M.

JEANNE HICKS, CLERK

BY: Rachel Roche

Deputy

TITLE:

STATE OF ARIZONA

(Plaintiff)

vs.

STEVEN CARROLL DEMOCKER

(D-1)

COUNSEL:

Yavapai County Attorney (e)

(For Plaintiff)

John Sears (e)

Larry Hammond & Anne Chapman (e)

OSBORN MALEDON, P.A.

(For Defendant)

HEARING ON:

Jury Trial / Jury Selection – Day 10

NATURE OF PROCEEDINGS

COURT REPORTER

Roxanne Tarn

START TIME: 8:30 a.m.

APPEARANCES: Joseph Butner, Deputy County Attorney
Jeff Paupore, Deputy County Attorney
Steven DeMocker, Defendant
John Sears, Counsel for Defendant
Larry Hammond, Counsel for Defendant
Anne Chapman, Counsel for Defendant

Court convenes with the presence of the Defendant and Counsel.

Discussion takes place with regard to the jurors scheduled for this morning.

Discussion takes place with regard to an email received from juror numbered [REDACTED] on the random list, [REDACTED]. Counsel agree to defer her for now and see if she is needed at a later date.

Discussion takes place with regard to the scheduling of the potential jurors.

Discussion takes place with regard to juror numbered [REDACTED] on the seating chart ([REDACTED] on the random list), [REDACTED]. Upon agreement of Counsel, the juror is excused for hardship.

Discussion takes place with regard to Exhibit 518. The State indicates that they do intend to use that exhibit.

At 8:47 a.m., the following three jurors are called to the jury box.
[REDACTED] [REDACTED] [REDACTED]

Upon agreement of Counsel, [REDACTED] and [REDACTED] are excused as jurors in this case.

The Court addresses the juror and reads a statement of the case.

At 9:17 a.m., juror [REDACTED] is sworn.

[REDACTED] is examined on *voir dire*.

Court and Counsel hold a discussion at sidebar, off the record.

Counsel for the State requests that the Court strike this juror for cause. The Court **GRANTS** the motion to strike the juror for cause.

~*~*~*~*~ Recess – 10:03 a.m. ~*~*~*~*~

At 10:25 a.m., Court reconvenes with the presence of all parties previously present except for John Sears.

Discussion takes place with regard to potential jurors and scheduling issues.

Discussion takes place with regard to Jana Johnson Motion.

Discussion takes place with regard to exhibits. The State indicates that they do not intend to use evidence number 518, but they do intend to use Exhibit 518.

At 10:37 a.m., John Sears enters the hearing.

Discussion takes place with regard to the Motion to Preclude Testimony of Eric Gilkerson and John Hoang.

At 10:43 a.m., Larry Hammond exits the hearing.

Counsel argue the Jana Johnson Motion. The State requests an evidentiary hearing on this issue. A hearing is set for Thursday, May 27, 2010, at 8:30 a.m.

The Court authorizes the State to file a response to the Motion with regard to Dr. Barnett today or tomorrow.

Discussion takes place with regard to Alex Knapp.

~*~*~*~*~ Recess – 11:12 a.m. ~*~*~*~*~

At 1:15 p.m., Court reconvenes with the presence of all parties previously present.

[REDACTED], having been previously sworn, is further examined on *voir dire*.

At 1:41 p.m., the following four jurors are called to the jury box.

The Court addresses the jurors and reads a statement of the case.

At 1:57 p.m., the four jurors called to the box are sworn.

[REDACTED] is examined on *voir dire*. Upon motion of the State and agreement of Counsel, the juror is excused for hardship and cause.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that she remains subject to recall. The juror exits the Courtroom.

Counsel for the State requests that the Court strike this juror for cause. The Court **GRANTS** the motion to strike the juror for cause.

~*~*~*~*~ Recess – 2:58 p.m. ~*~*~*~*~

At 3:18 p.m., Court reconvenes with the presence of all parties previously present.

[REDACTED] is examined on *voir dire*. The juror is admonished and advised that she remains subject to recall. The juror exits the Courtroom.

Defense Counsel requests that the Court strike this juror for cause. The Court **DENIES** the motion to strike the juror for cause.

[REDACTED] is examined on *voir dire*.

Court and Counsel hold a discussion at sidebar, off the record.

The juror is admonished and advised that she remains subject to recall. The juror exits the Courtroom.

Upon agreement of Counsel, the juror is excused for hardship.

END TIME: 5:23 p.m.

cc: VS (e)
Jury Commissioner (re: excused jurors)
Dean Trebesch (Contract Administrator) (PD) (e)
Division 6
YCSO (e)
John Napper, Counsel for Renee Girard (e)
Christopher DuPont, Trautman DuPont PLC, 1726 North Seventh Street, Phoenix, AZ 85006,
Counsel for Victims Charlotte and Katherine DeMocker